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May 31, 2018

Via FOIA Online

Regional Freedom of Information Officer

U.S. EPA, Region 1 (OARM01-6)

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RE: FOIA Request for Records and Correspondence Transmitting an EPA Determination that BMPs Selected by Any New Hampshire MS4 Community Were Insufficient to Meet Requirements of NH Small MS4 General Permit

To Whom This May Concern:

This is a request for public records pursuant to the Freedom of Information Act ("FOIA"), 5 U.S.C. § 552, as implemented by the Environmental Protection Agency ("EPA") at 40 C.F.R. Part 2.

Background

On May 1, 2003, EPA Region 1 issued the Final General Permit for Stormwater Discharges From Small Municipal Separate Storm Sewer Systems ("Small MS4 General Permit"). The Small MS4 General Permit included provisions wherein the permittee may be required to select and implement additional best management practice (BMPs) subject to approval by the permitting authority if water quality impairment or standards attainment issues arise (See Part I B(2)(k) and (l); Part VIII – Reopener).

Request

This request seeks:

- 1) All records and correspondence transmitting any EPA R1 determination that the BMPs selected by any New Hampshire MS4 community were insufficient to meet the requirements of the 2003 Small MS4 General Permit. Please limit the search for records and correspondence to those created on or after May 1, 2003.

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Please contact the undersigned if the associated search and duplication costs are anticipated to exceed \$100.00. Please duplicate the records that are responsive to this request and send it to the undersigned at the above address. If the requested record is withheld based upon any asserted privilege, please identify the basis for the non-disclosure.

If you have any questions regarding this request, please do not hesitate to contact this office so as to ensure that only the necessary documents are duplicated.

Respectfully,

//s// Erin Thomas

Erin Thomas